

JOURNAL OF THE FLORIDA SENATE

Monday, May 12, 1975

The Senate was called to order by the President at 2:00 p.m.
A quorum present—40:

Mr. President	Graham	Myers	Stolzenburg
Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Henderson	Plante	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Renick	Trask
Dunn	Lane, D.	Saunders	Vogt
Firestone	Lane, J.	Sayler	Ware
Gallen	Lewis	Scarborough	Wilson
Glisson	MacKay	Sims	Winn
Gordon	McClain	Spicola	Zinkil

Excused periodically: Senators Hair, Glisson, Renick, Trask and Wilson for the purpose of attending a meeting of the Bicentennial Commission.

Prayer by the Senate Chaplain:

For joy of renewal many of us have enjoyed with family and friends during these past few days we thank You our God.

For spiritual, psychological and emotional support we have received from their fellowship we thank You.

And now we seek a spirit of industry, constructiveness and perception for the work of this week.

May we not be weary in well-doing especially as the days of the session progress with multiplying bills and committees. Grant us patience with ourselves and each other as we continue to share in our common task. Amen.

The Senate pledged allegiance to the flag of the United States of America.

The Rev. R. L. Blair, Pastor of Temple Baptist Church, introduced a choral group from the Florida Children's Home in Melbourne and Faith Children's Home in Tampa, who sang several selections for the Senate.

REPORTS OF COMMITTEES

The Committee on Judiciary-Criminal recommends the following pass: SB 239

The Committee on Health and Rehabilitative Services recommends the following pass: SB 777 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Commerce under the original reference.

The Committee on Health and Rehabilitative Services recommends the following pass: SB 772

The bill was referred to the Committee on Governmental Operations under the original reference.

The Committee on Natural Resources and Conservation recommends the following pass:

SB 748 SB 759 with 2 amendments

The bills were referred to the Committee on Judiciary-Criminal under the original reference.

The Committee on Natural Resources and Conservation recommends the following pass: SB 778, SB 862

The Committee on Health and Rehabilitative Services recommends the following pass: SB 747

The Committee on Governmental Operations recommends the following pass: SB 781 with 1 amendment

The Committee on Commerce recommends the following pass: SB 440

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Judiciary-Criminal recommends the following pass:

SB 286 with 1 amendment SB 550
SB 319 SB 562
SB 406

The Committee on Natural Resources and Conservation recommends the following pass:

HB 1370 SB 890 with 2 amendments SB 919

The Committee on Transportation recommends the following pass: HB 588

The Committee on Health and Rehabilitative Services recommends the following pass:

SB 287 with 1 amendment SB 800 with 1 amendment

The Committee on Commerce recommends the following pass:

CS for HB 545 SB 313 SB 733
SB 16 SB 718
SB 294 SB 722

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Commerce recommends a Committee Substitute for the following: SB 539

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 418 (SB 345)

The Committee on Judiciary-Criminal recommends a Committee Substitute for the following: SB 649

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Operations under the original reference.

The Committee on Judiciary-Criminal recommends a Committee Substitute for the following: SB 315

The bill with Committee Substitute attached was referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Judiciary-Criminal recommends a Committee Substitute for the following: SB 322

The Committee on Commerce recommends a Committee Substitute for the following: SB 578

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 750

The Committee on Commerce recommends a Committee Substitute for the following: SB 644

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Commerce recommends the following not pass: SB 666, SB 707

The Committee on Natural Resources and Conservation recommends the following not pass: SB 740

The bills contained in the foregoing reports were laid on the table.

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Monday, May 12, 1975:

SB 650	SB 457	SB 629	SB 259
SB 698	SB 553	SB 516	SB 302
SB 311	SB 657	SB 308	SB 430
SB 252	SB 624	SB 567	
HB 1861	SB 661	SB 581	
SB 317	HB 1288	SB 265	

*Respectfully submitted,
Lew Brantley, Chairman*

ENGROSSING REPORTS

Your Engrossing Clerk has incorporated amendments to—
CS for SB 174 SB 237

Joe Brown, Secretary

The bills were certified to the House.

ENROLLING REPORTS

SCR 91 SCR 401

have been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 9, 1975.

Joe Brown, Secretary

BILLS REFERRED TO SUBCOMMITTEE OR SELECT COMMITTEE

The following have been referred to the Select Subcommittee on Public Records: SB 922, SB 1064, SB 1218

The following has been referred to the Natural Resources and Conservation select subcommittee: SB 631

On motion by Senator McClain, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following concurrent resolution out of order:

INTRODUCTION

By Senator McClain—

SCR 1348—A concurrent resolution designating the week of May 12, 1975, through May 17, 1975, as Florida Historic Preservation Week.

—was read the first time in full, placed on the calendar, and by unanimous consent, taken up out of order.

On motion by Senator McClain, by two-thirds vote SCR 1348 was read the second time by title, adopted and certified to the House. The vote on adoption was:

Yeas—34

Mr. President	Graham	Peterson	Thomas, J.
Brantley	Henderson	Plante	Thomas, P.
Childers, D.	Holloway	Poston	Tobiassen
Childers, W. D.	Johnston	Saunders	Vogt
Deeb	Lane, J.	Sayler	Ware
Dunn	Lewis	Scarborough	Wilson
Firestone	MacKay	Sims	Winn
Gallen	McClain	Spicola	
Gordon	Myers	Stolzenburg	

Nays—None

On motion by Senator McClain, the rules were waived and SCR 1348 was ordered immediately certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Scarborough, by two-thirds vote SB 441 was withdrawn from the Committees on Health and Rehabilitative Services and Judiciary-Criminal and indefinitely postponed.

On motions by Senator Gordon, by two-thirds vote SB 839 was withdrawn from the Committees on Transportation and Ways and Means and indefinitely postponed.

On motion by Senator Deeb, by two-thirds vote SB 50 was withdrawn from the Committee on Ways and Means and indefinitely postponed.

On motion by Senator Tobiassen, by two-thirds vote SB 601 was removed from the calendar and indefinitely postponed.

On motions by Senator W. D. Childers, by two-thirds vote SB 90 was withdrawn from the Committee on Commerce and SB 1097 was withdrawn from the Committees on Commerce and Ways and Means and placed on the Calendar.

On motion by Senator Scarborough, by two-thirds vote SB 1017 was withdrawn from the Committee on Judiciary-Criminal.

On motion by Senator Myers, by two-thirds vote SB 878 was withdrawn from the Committees on Governmental Operations and Ways and Means and placed on the calendar.

On motions by Senator Myers, by two-thirds vote Senate Bills 815, 946, 1067 and 772 were withdrawn from the Committee on Governmental Operations.

On motion by Senator Firestone, by two-thirds vote SB 776 was withdrawn from the Committee on Governmental Operations and indefinitely postponed.

On motion by Senator Firestone, by two-thirds vote SB 930 was withdrawn from the Committee on Judiciary-Criminal and indefinitely postponed.

On motion by Senator Lewis, Rule 2.6 was waived and the Committee on Natural Resources and Conservation was authorized to meet May 14 from 5:00 p.m. until 7:00 p.m.

On motions by Senator Graham, Rule 2.6 was waived and the Committee on Education was authorized to meet May 14 from 7:00 a.m. until 9:00 a.m. and from 5:00 p.m. until 7:00 p.m. instead of 6:00 p.m. until 10:00 p.m. as previously scheduled, and May 16 from 7:00 p.m. until 9:00 p.m.

REQUESTS FOR EXTENSION OF TIME

The Committee on Commerce requests an extension of 15 days for the consideration of the following:

SB 313 by Senator Vogt	SB 77 by Senator Wilson
HB 1271 by Commerce Committee	SB 78 by Senator Deeb
HB 64 by Representative Clark	SB 86 by Senator Firestone
HB 81 by Representative Lockward	SB 96 by Senator Firestone
HB 1269 by Commerce Committee	SB 116 by Senator Firestone
HB 1270 by Commerce Committee	SB 130 by Senator Glisson
HB 1272 by Commerce Committee	SB 135 by Senator Scarborough
SB 146 by Governmental Operations Committee	SB 153 by Senator Spicola
SB 3 by Senator Zinkil	SB 162 by Senator W. D. Childers
SB 12 by Senator Vogt	SB 180 by Senator Tobiassen
SB 27 by Senator Zinkil	SB 190 by Senator Myers
SB 34 by Senator Firestone	SB 212 by Senator Glisson
SB 36 by Senator Winn	SB 231 by Senator Myers
SB 37 by Senator Winn	SB 182 by Senator Wilson
SB 39 by Senator Winn	SB 240 by Senator Vogt
SB 51 by Senator Winn	SB 258 by Senator Ware
SB 56 by Senator Winn	SB 266 by Senator W. D. Childers
	SB 269 by Senator Johnston
	SB 206 by Senator Spicola
	SB 304 by Senator Plante
	SB 329 by Senator Glisson

The Committee on Governmental Operations requests an extension of 15 days for the consideration of the following:

SB 262 by Judiciary-Criminal Committee

The Committee on Rules and Calendar requests an extension of 15 days for the consideration of the following:

SM 35 by Senator Glisson	HCR 529 by Representative
SJR 75 by Senator Glisson	Craig
SB 109 by Senator Glisson	SJR 298 by Senator Sims
SM 117 by Senator D. Lane	SJR 300 by Senator Sims
SJR 151 by Senator Saylor	SJR 334 by Senator Hair
SJR 58 by Senator Firestone	SJR 335 by Senator Brantley
SJR 204 by Senator Gallen	SJR 385 by Senator Stolzen-
SJR 207 by Senator P.	burg
Thomas	SB 402 by Senator Wilson
SJR 211 by Senator McClain	SM 403 by Senator Sims
SB 227 by Senator Dunn	SM 404 by Senator Vogt
SB 228 by Senator Dunn	SB 423 by Senator Deeb
SB 229 by Senator Deeb	SB 427 by Senator Deeb
SJR 236 by Senator Poston	SM 435 by Senator Winn
SJR 256 by Senator Myers	SM 436 by Senator Sims
SB 268 by Senator MacKay	SCR 443 by Senator Hender-
SJR 270 by Senator Gallen	son
SB 271 by Senator Gallen	

The Committee on Transportation requests an extension of 15 days for the consideration of the following:

SB 220 by Senator Gallen	SB 261 by Transportation
SB 253 by Senator Peterson	Committee
	SB 360 by Senator Zinkil

On motion by Senator Gordon, the President appointed Senators Winn, Poston, and Gordon as a committee to escort Congressman Claude Pepper and his wife Mildred to the rostrum where Congressman Pepper addressed the Senate.

On motion by Senator MacKay, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following resolution out of order:

INTRODUCTION

By Senators MacKay and Saunders—

SCR 1337—A concurrent resolution commending John L. Greer on the victory of Foolish Pleasure in the 101st Kentucky Derby.

—was read the first time in full, placed on the Calendar, and by unanimous consent taken up out of order.

On motion by Senator MacKay, by two-thirds vote SCR 1337 was read the second time by title and adopted. The vote on adoption was:

Yeas—36

Mr. President	Graham	McClain	Spicola
Brantley	Hair	Myers	Stolzenburg
Childers, D.	Henderson	Peterson	Thomas, J.
Childers, W. D.	Holloway	Plante	Thomas, P.
Deeb	Johnston	Poston	Trask
Dunn	Lane, D.	Renick	Vogt
Firestone	Lane, J.	Saunders	Ware
Gallen	Lewis	Saylor	Wilson
Gordon	MacKay	Sims	Winn

Nays—None

On motion by Senator MacKay, the President appointed Senators P. Thomas, Saunders and MacKay as a committee to escort Mr. and Mrs. John L. Greer to the rostrum where Mr. Greer addressed the Senate.

The President announced the appointment of a Select Committee composed of Senator Brantley, Chairman, Senators Lewis, Myers, W. D. Childers, Gallen, Graham, Gordon, Scarborough, Poston, Saunders, Trask, Ware, Plante, D. Lane, Henderson, Firestone, McClain, Peterson, Dunn, Hair, Holloway, Sims, Vogt, D. Childers, Renick, Glisson, J. Thomas, MacKay, Wilson and Spicola for the purpose of conducting a public hearing, beginning at 9:00 o'clock a.m. on May 15, 1975, in Senate Committee Room A, Senate Office Building, upon con-

sideration of the confirmation by the Senate of the Executive Appointment of O. J. Keller, Jr., to the office of Secretary, Department of Health and Rehabilitative Services.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

By direction of the President, the following communications, executive orders and certificate were read:

Mrs. Joyce Goldberg
North Miami, Florida

May 12, 1975

Dear Mrs. Goldberg:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated May 9, 1975.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director, Division of Elections

EXECUTIVE ORDER NUMBER 75-25 Executive Order of Suspension

WHEREAS, MRS. STANLEY (JOYCE) GOLDBERG is presently serving as a member of the Board of County Commissioners of Dade County, and

WHEREAS, it has been alleged by citizens of Dade County that the said MRS. STANLEY (JOYCE) GOLDBERG has violated the duties and public trust of her public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against MRS. STANLEY (JOYCE) GOLDBERG, and

WHEREAS, on May 6, 1975, the Grand Jury of the County of Dade and State of Florida returned a true bill charging the said MRS. STANLEY (JOYCE) GOLDBERG with criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of MRS. STANLEY (JOYCE) GOLDBERG as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: County Commissioner, Dade County, Florida.

B. That said MRS. STANLEY (JOYCE) GOLDBERG did commit the acts and violations of Florida law as alleged in the Indictment attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Dade County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of MRS. STANLEY (JOYCE) GOLDBERG from the public office which she now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 pm. on May 9, 1975.

1. MRS. STANLEY (JOYCE) GOLDBERG is hereby suspended as and from the public office which she now holds, to-wit: County Commissioner, Dade County, Florida.

2. That MRS. STANLEY (JOYCE) GOLDBERG is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period

shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 9th day of May, 1975.

REUBIN O'D. ASKEW
Governor

Attest:
BRUCE A. SMATHERS
Secretary of State

Mr. Edward T. Graham
Miami, Florida

May 12, 1975

Dear Mr. Graham:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated May 9, 1975.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director, Division of Elections

EXECUTIVE ORDER NUMBER 75-24
Executive Order of Suspension

WHEREAS, EDWARD T. GRAHAM, is presently serving as a member of the Board of County Commissioners of Dade County, and

WHEREAS, it has been alleged by citizens of Dade County that the said EDWARD T. GRAHAM has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said EDWARD T. GRAHAM, and

WHEREAS, on May 6, 1975, the Grand Jury of the County of Dade and State of Florida returned a true bill charging the said EDWARD T. GRAHAM with criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of EDWARD T. GRAHAM as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: County Commissioner, Dade County, Florida.

B. That said EDWARD T. GRAHAM did commit the acts and violations of Florida law as alleged in the Indictment attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Dade County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of EDWARD T. GRAHAM from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m. on May 9, 1975.

1. EDWARD T. GRAHAM is hereby suspended as and from the public office which he now holds, to-wit: County Commissioner, Dade County, Florida.

2. That EDWARD T. GRAHAM is hereby prohibited from performing any official act, duty or function of public office,

from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 9th day of May, 1975.

REUBIN O'D. ASKEW
Governor

Attest:
BRUCE A. SMATHERS
Secretary of State

Mr. E. T. Stephenson
Miami, Florida

May 12, 1975

Dear Mr. Stephenson:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated May 9, 1975.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director, Division of Elections

EXECUTIVE ORDER NUMBER 75-23
Executive Order of Suspension

WHEREAS, EDWARD T. STEPHENSON is presently serving as a member of the Board of County Commissioners of Dade County, and

WHEREAS, it has been alleged by citizens of Dade County that the said EDWARD T. STEPHENSON has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said EDWARD T. STEPHENSON, and

WHEREAS, on May 6, 1975, the Grand Jury of the County of Dade and State of Florida returned a true bill charging the said EDWARD T. STEPHENSON with criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of EDWARD T. STEPHENSON as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: County Commissioner, Dade County, Florida.

B. That said EDWARD T. STEPHENSON did commit the acts and violations of Florida law as alleged in the Indictment attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Dade County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of EDWARD T. STEPHENSON from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m. on May 9, 1975.

1. EDWARD T. STEPHENSON is hereby suspended as and from the public office which he now holds, to-wit: County Commissioner, Dade County, Florida.

2. That EDWARD T. STEPHENSON is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 9th day of May, 1975.

REUBIN O'D ASKEW
Governor

Attest:
BRUCE A. SMATHERS
Secretary of State

—which were referred to the Select Committee on Executive Suspensions.

Honorable Joe Brown
Secretary of the Senate
The Capitol

May 8, 1975

Dear Mr. Brown:

Pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, we are enclosing a certificate listing the names of persons for whom commissions have been prepared and which are subject to confirmation by the Senate.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director, Division of Elections

I, Bruce A. Smathers Secretary of State of the State of Florida, do hereby certify that pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, commissions which are subject to Confirmation by the Senate have been prepared for the following:

Morris Swope, Tampa; Member, State Board of Building Codes and Standards as a licensed sheet metal, air conditioning or roofing contractor, for term ending May 2, 1979

Frank Pierce, St. Petersburg; Member, Pinellas County Transportation Authority, for term ending Pleasure of the Governor

[Referred to Select Committee on Executive Suspensions, April 18, 1975, S. J. p. 98]



Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Eighth day of May A. D. 1975

BRUCE A. SMATHERS
Secretary of State

—which were referred to the Select Committee on Executive Suspensions.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 12, 1975

I am directed to inform the Senate that the House of Representatives has passed—

SB 166 SB 66 SB 132
SB 10 SB 83 CS for SB 230

Allen Morris, Clerk

The Honorable Dempsey J. Barron, President May 9, 1975

I am directed to inform the Senate that the House of Representatives has adopted SCR 1344.

Allen Morris, Clerk

The Honorable Dempsey J. Barron, President

May 9, 1975

I am directed to inform the Senate that the House of Representatives has passed—

SB 13

SB 87

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

The Honorable Dempsey J. Barron, President

May 9, 1975

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments to the House amendment and passed as further amended SB 55.

Allen Morris, Clerk

The bill was ordered engrossed.

Senator Trask presiding

On motion by Senator J. Lane, by two-thirds vote HB 1914 was withdrawn from the Committee on Agriculture and placed on the calendar.

SPECIAL ORDER

SB 650 was taken up and on motion by Senator J. Lane—

HB 1914—A bill to be entitled An act relating to milk and milk products; amending the introductory paragraph of s.502.-071, Florida Statutes, authorizing the use of sorbates in the manufacture of cottage cheese and authorizing the addition of ingredients to cultured milk products for the purpose of extending shelf life; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator J. Lane, by two-thirds vote HB 1914 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Brantley	Holloway	Plante	Thomas, P.
Childers, D.	Johnston	Poston	Tobiassen
Childers, W. D.	Lane, D.	Renick	Trask
Dunn	Lane, J.	Saunders	Vogt
Firestone	Lewis	Sayler	Ware
Glisson	MacKay	Scarborough	Wilson
Graham	McClain	Sims	Winn
Hair	Myers	Spicola	Zinkil
Henderson	Peterson	Stolzenburg	

Nays—None

By unanimous consent Senator Gallen was recorded as voting Yea.

SB 650 was laid on the table.

SB 698—A bill to be entitled An act relating to the Outdoor Recreation and Conservation Act of 1963 and the Florida Environmental Land and Water Management Act of 1972; amending ss.375.031(1), 380.08(2), Florida Statutes; requiring a seller whose land is to be acquired by a governmental agency to disclose all financial transactions concerning the land and the amount of the tax assessment thereon since January 1, 1970; providing an effective date.

—was read the second time by title. On motion by Senator Saunders, by two-thirds vote SB 698 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Brantley	Firestone	Lane, D.	Myers
Childers, D.	Graham	Lane, J.	Peterson
Childers, W. D.	Henderson	Lewis	Plante
Deeb	Holloway	MacKay	Poston
Dunn	Johnston	McClain	Renick

Saunders
Saylor
Scarborough
Sims
Nays—None

Spicola
Stolzenburg
Thomas, P.
Tobiasen

Trask
Vogt
Ware
Winn

Zinkil

Yeas—27

Brantley	Henderson	Myers	Stolzenburg
Childers, D.	Holloway	Peterson	Thomas, P.
Childers, W. D.	Johnston	Poston	Trask
Deeb	Lane, J.	Renick	Vogt
Dunn	Lewis	Saunders	Winn
Firestone	MacKay	Sims	Zinkil
Gallen	McClain	Spicola	

By unanimous consent Senators J. Thomas and Gallen were recorded as voting Yea.

SB 311—A bill to be entitled An act relating to the Florida Electrical Code; amending s.553.19, Florida Statutes; adopting the current editions of certain electrical standards; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Holloway and adopted:

Amendment 1—On page 1, between lines 16 and 17 insert: with exception of Article 210-8., Ground-Fault Circuit Protection, which shall apply for residential occupancies for 120 volt single-phase, 15 and 20 ampere receptacle outlets installed out of doors at or near grade level only.

On motion by Senator Holloway, by two-thirds vote SB 311 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—35

Brantley	Holloway	Plante	Thomas, J.
Childers, D.	Johnston	Poston	Thomas, P.
Childers, W. D.	Lane, D.	Renick	Tobiasen
Deeb	Lane, J.	Saunders	Trask
Dunn	Lewis	Saylor	Vogt
Firestone	MacKay	Scarborough	Ware
Gallen	McClain	Sims	Winn
Graham	Myers	Spicola	Zinkil
Henderson	Peterson	Stolzenburg	

Nays—None

By unanimous consent Senator Hair was recorded as voting yea.

SB 252—A bill to be entitled An act relating to the uniform limited partnership law; amending s.620.09(1), Florida Statutes; providing for rights, powers and liabilities of a general partner; providing an effective date.

—was read the second time by title. On motion by Senator McClain by two-thirds vote SB 252 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Holloway	Plante	Thomas, P.
Childers, D.	Johnston	Poston	Tobiasen
Childers, W. D.	Lane, D.	Renick	Trask
Deeb	Lane, J.	Saunders	Vogt
Dunn	Lewis	Saylor	Ware
Firestone	MacKay	Scarborough	Winn
Gallen	McClain	Sims	Zinkil
Graham	Myers	Spicola	
Henderson	Peterson	Thomas, J.	

Nays—None

By unanimous consent Senator Hair was recorded as voting yea.

HB 1861—A bill to be entitled An act relating to financial disclosure; extending the 1975 filing deadline from May 15 to July 15; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote HB 1861 was read the third time by title, passed and certified to the House. The vote on passage was:

Nays—6

Lane, D.	Saylor	Tobiasen	Ware
Plante	Thomas, J.		

By unanimous consent Senators Hair and Graham were recorded as voting yea.

On motion by Senator Ware, the rules were waived and HB 1861 was ordered immediately certified to the House.

SB 317 was taken up, together with:

By the Committee on Education and Senator Peterson—

CS for SB 317—A bill to be entitled An act relating to school construction contracts; amending section 235.33, Florida Statutes; granting full authority and responsibility to district school boards for decisions regarding school construction contracts and payments; providing an effective date.

—which was read the first time by title and SB 317 was laid on the table.

On motion by Senator Peterson, by two-thirds vote CS for SB 317 was read the second time by title.

Senator Peterson moved the following amendment:

Amendment 1—On page 1, strike line 21 and insert: Section 2. Section 255.053, Florida Statutes, is hereby repealed.

Section 3. This act shall take effect July 1, 1975, except that section 2 shall take effect October 1, 1975, and shall apply only to contracts made and executed after such date.

Senator Graham moved the following substitute amendment:

Amendment 2—On page 1, strike all of lines 14-21 and insert: Section 1. Section 255.053, Florida Statutes, is amended to read:

255.053 Payments.—

(1) At no time while a building is in the process of construction shall the contracting authority authorize or make payments to the contractor in excess of the following schedule:

Percentage of original contract amount completed	Amount retained
0 to 90	5 per cent of value of work completed
90 to 100	2.5 per cent of original contract amount

90 percent of the amount due on the contract, on the basis of the work completed and materials suitably stored on the site, until 50 percent of the work is completed and The contracting authority shall determine that sufficient and satisfactory progress has been and is being made. The final payment shall not be made until the building has been inspected by the architect or other person designated by the contracting authority for that purpose and until he has issued a written certificate that the building has been constructed in accordance with the approved plans and specifications and approved change orders and until the contracting authority, acting on these recommendations, has accepted the building. ~~However, at no time shall payments to the contractor exceed 95 percent of the actual amount of work completed.~~

(2) Notwithstanding subsection (1), the governor and cabinet, sitting as head of the Department of General Services, may approve the payment to a contractor of a part of the amount of retainage on a construction project under the de-

partment's supervision if failure to reach final completion of such project is clearly not the fault of that contractor.

Section 2. This act shall take effect July 1, 1975.

Senator Vogt raised a point of order that Amendments 1 and 2 relate to Section 255.053, Florida Statutes, while the title of CS for SB 317 relates to Section 235.33. The President ruled the point well taken and the amendments out of order.

Senators Peterson and Graham offered the following amendments which were moved by Senator Peterson and adopted:

Amendment 3—On page 1, line 20, strike "contracts" and insert: contract

Amendment 4—On page 1, line 9, strike "contracts" and insert: contract

Senators Graham and Zinkil offered the following amendment which was moved by Senator Peterson and adopted:

Amendment 5—On page 1, lines 14 and 15, strike "1974 Supplement,"

On motion by Senator Peterson, by two-thirds vote CS for SB 317 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—31

Brantley	Henderson	Plante	Thomas, J.
Childers, D.	Holloway	Poston	Thomas, P.
Childers, W. D.	Johnston	Renick	Trask
Deeb	Lane, J.	Sayler	Vogt
Dunn	Lewis	Scarborough	Ware
Firestone	MacKay	Sims	Winn
Gallen	McClain	Spicola	Zinkil
Graham	Peterson	Stolzenburg	

Nays—None

By unanimous consent Senators Tobiasen, Hair and Myers were recorded as voting yea.

SB 457—A bill to be entitled An act relating to judgments; providing that all felony judgments shall be written, signed by the judge and recorded; requiring fingerprints to be affixed to the judgment; providing that the judgment shall be prima facie evidence; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal offered the following amendments which were moved by Senator Dunn and adopted:

Amendment 1—On page 1, line 13, insert: Section 1. Section 921.24, Florida Statutes, is created to read:

921.24 Felony judgments; fingerprints required in record.—

(1) Every judgment of guilty or not guilty of a felony shall be in writing, signed by the judge and recorded by the clerk of the court. The judge shall cause to be affixed to every written judgment of guilty of a felony, in open court and in the presence of such judge, the fingerprints of the defendant against whom such judgment is rendered. Such fingerprints shall be affixed beneath the judge's signature to such judgment. Beneath such fingerprints shall be appended a certificate to the following effect:

"I hereby certify that the above and foregoing fingerprints on this judgment are the fingerprints of the defendant, _____, and that they were placed thereon by said defendant in my presence, in open court, this the _____ day of _____, 19____." Such certificate shall be signed by the judge, whose signature thereto shall be followed by the word "Judge."

(2) Any such written judgment of guilty of a felony, or a certified copy thereof, shall be admissible in evidence in the several courts of this state as prima facie evidence that the fingerprints appearing thereon and certified by the judge as aforesaid are the fingerprints of the defendant against whom such judgment of guilty of a felony was rendered.

Section 2. This act shall take effect July 1, 1975.

Amendment 2—On page 1, in title, strike lines 4 through 9 and insert: A bill to be entitled An act relating to criminal procedure; creating s. 921.24, Florida Statutes, requiring all felony judgments to be in writing; requiring the fingerprinting of a convicted felon in open court as a part of the felony conviction record; providing for certification by the judge; authorizing the use of such certified judgments as prima facie evidence that the fingerprints contained thereon are those of the defendant against whom the judgment is rendered; providing an effective date.

Pending further consideration of SB 457 as amended on motion by Senator Dunn, by two-thirds vote HB 121 was withdrawn from the Committee on Judiciary-Criminal and placed on the calendar. On motion by Senator Dunn—

HB 121—A bill to be entitled An act relating to criminal procedure; creating s. 921.24, Florida Statutes, requiring all felony judgments to be in writing; requiring the fingerprinting of a convicted felon in open court as a part of the felony conviction record; providing for certification by the judge; authorizing the use of such certified judgments as prima facie evidence that the fingerprints contained thereon are those of the defendant against whom the judgment is rendered; providing an effective date.

—a companion measure to SB 457 was substituted therefor and read the second time by title. On motion by Senator Dunn, by two-thirds vote HB 121 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Brantley	Graham	McClain	Spicola
Childers, D.	Henderson	Myers	Thomas, J.
Childers, W. D.	Holloway	Peterson	Thomas, P.
Deeb	Johnston	Plante	Tobiasen
Dunn	Lane, D.	Poston	Trask
Firestone	Lane, J.	Renick	Ware
Gallen	Lewis	Sayler	Winn
Gordon	MacKay	Sims	Zinkil

Nays—None

By unanimous consent Senators Vogt and Hair were recorded as voting yea.

SB 457 was laid on the table.

On motion by Senator Brantley, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 659

HB 670

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Grosse—

HB 659—A bill to be entitled An act relating to mosquito control; amending s. 388.081, Florida Statutes, changing the time period for filing a petition for election of members of the board of commissioners of a mosquito control district; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Representative Rish—

HB 670—A bill to be entitled An act relating to bond requirements for licensed dealers of special fuels; amending s. 206.90(1), Florida Statutes, providing that no bond shall be

required of licensed dealers under certain conditions; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 298 CS for HB 650 & 652

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Melvin—

HB 298—A bill to be entitled An act relating to elections; adding subsection (4) to s.106.10, Florida Statutes, as amended, to prohibit candidates and political committees, or representatives thereof, from purchasing advertising in certain newspapers or publications; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By the Committee on Education and Representatives Hodes and Hutto—

CS for HB's 650 and 652—A bill to be entitled An act relating to education; amending section 230.23(5)(e), Florida Statutes; authorizing contracts for administrative personnel; amending sections 231.06 and 231.07, Florida Statutes; prohibiting assaults on members of the administrative staff of district school systems; amending section 231.48(2), Florida Statutes; providing terminal pay for administrative personnel; redefining "normal retirement"; amending section 228.041(10), Florida Statutes; providing definitions of administrative personnel; providing an effective date.

—was read the first time by title and referred to the Committees on Education, Judiciary-Criminal and Ways and Means.

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1329 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Growth and Energy and Representatives Brown and Moffitt—

HB 1329—A bill to be entitled An act relating to electric utilities; authorizing publicly and privately owned electric utilities to jointly plan, finance, acquire, construct, own, manage, operate and utilize joint electric power supply projects; providing for the manner of purchase, sale and transfer of energy manufactured by and interests in such projects; providing definitions and powers including eminent domain; providing principles for construction of this act; authorizing taxation with respect to the private interest portions of joint power projects; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 6, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended by the required Constitutional 3/5 vote of the membership of the House, CS for HJR 72, and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary and Representative Redman and others—

CS for HJR 72—A joint resolution proposing an amendment to Section 7 of Article IV of the State Constitution relating to suspension from office of certain state officials.

—was read the first time and referred to the Committees on Judiciary-Criminal and Rules and Calendar.

The Honorable Dempsey J. Barron, President May 6, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 559 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Forbes—

HB 559—A bill to be entitled An act relating to credit unions; amending s.657.14, Florida Statutes, providing for an increase of interest rates; providing for the automatic repeal of this act at a future date; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 6, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 422 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Langley—

HB 422—A bill to be entitled An act relating to service officers for veterans; amending s.292.08(1), Florida Statutes, requiring the designation or employment of a county service officer in each county; amending s.292.11(1), Florida Statutes, 1974 Supplement, requiring the designation or employment of a county service officer and authorizing persons who are not wartime veterans to serve as a county service officer so long as they comply with other requirements; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

The Honorable Dempsey J. Barron, President May 6, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 386 CS for HB 583 HB 1292

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committees on Agriculture & General Legislation—

HB 386—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s.570.10(1), Florida Statutes, removing provisions relating to the number, qualifications, assignment, removal, and compensation of members of the department's legal staff; repealing s.570.10(5), Florida Statutes, which provides for the employment of a part-time attorney as counsel for the Division of Plant Industry; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Judiciary and Representatives Haben and Nuckolls—

CS for HB 583—A bill to be entitled An act relating to oil and gas liens; creating part III of chapter 713, Florida Statutes; providing definitions; providing for entitlement to lien; defining property subject to lien; providing for subcontractors' lien; providing for forfeiture or failure of title; requiring notice to purchasers of oil and gas; providing liability of interest holder to subcontractors; providing date lien arises; providing for parity of liens; providing an exception; providing for single claim; providing manner of perfecting lien; providing for release and duration of lien; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representative Melvin—

HB 1292—A bill to be entitled An act relating to state officers and employees; amending s.110.111(1), Florida Statutes; providing penalties for willful violations of any law or rule of the State Career Service System by any state officer or employee; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Judiciary-Criminal.

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 196 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Becker and others—

HB 196—A bill to be entitled An act relating to condominiums and cooperative apartments; adding subsections (4)-(6) to s.711.65, Florida Statutes, requiring developers to submit a performance bond or program of insurance to the Governor to satisfy breach of warranty or warranty service claims; providing amount of such bond or program; providing for the adoption of rules; providing for injunctive relief; providing an exception; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 6, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2100 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Appropriations—

HB 2100—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1975 and ending June 30, 1976, to pay salaries, other expenses, capital outlay-buildings and improvements, and for other specified purposes of the various agencies of state government; suspending sections 216.292, 216.301, 27.34(2), 27.54(3), 215.32(2)(c), 216.011(1)(c), 216.181, and 402.17(3), F.S.; and suspending sections 216.262, 216.351, 216.292, F.S., for the Division of Universities and Administered Funds; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1087 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Becker and others—

HB 1087—A bill to be entitled An act relating to condominiums and cooperative apartments; amending ss.711.08(1)(e), 711.08(2), 711.11(2)(b) and (d) and (3)(b), and 711.12(7), Florida Statutes, 1974 Supplement, ss.711.121 and 711.14(2) and (3), Florida Statutes, s.711.15(5) and (8), Florida Statutes, 1974 Supplement, s.711.18(1), Florida Statutes, ss.711.44(1)(h), and 711.62(1), Florida Statutes, 1974 Supplement, amending s.711.63(4), Florida Statutes, 1974 Supplement, and adding paragraph (d) to subsection (7) thereof, amending s.711.66(1) and (4), Florida Statutes, 1974 Supplement, and adding subsection (6) thereto, and amending s.711.71(2), Florida Statutes, 1974 Supplement; providing stricter requirements for survey materials to be filed with the declaration of condominium; providing that the required certificate be issued by a surveyor authorized to practice in this state and that such certificate pertain only to the accuracy of the survey materials and not the declaration of condominium; clarifying language with regard to the transfer of condominium and cooperative apartment units; providing that bylaws may provide restrictions or requirements on unit appearance; providing that if the per-

son in control of the association's books denies access to such books, any person in an action for enforcement of the provision allowing inspection of the books shall be entitled to attorney's fees from the party denying access; providing that no lien shall be enforceable for maintenance or rent payable for a recreational facility in which the fee simple title is not held by the owners or the association; prohibiting the declaration in the association bylaws of certain expenses as common expenses; providing that certain payments in a foreclosure by the association shall be discretionary at the court's option; requiring developers to pay certain common expenses during a certain time period; providing that certain lease requirements with respect to condominiums and cooperative apartments shall not apply when the lessor is the government of the United States or of the State of Florida, or any political subdivision thereof; lowering to 50% the percentage of the number of units required to be sold before unit owners are entitled to elect at least a majority of the members of the board of administration; providing that certain judicial proceedings with regard to condominiums and cooperative apartments shall be summary proceedings; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

The Honorable Dempsey J. Barron, President May 7, 1975

I am directed to inform the Senate that the House of Representatives has passed HB 1062 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Gorman and others—

HB 1062—A bill to be entitled An act relating to the North Orange Memorial Hospital Tax District; amending Section 5 of Chapter 59-1657, Laws of Florida, providing the power to the board of trustees of said tax district to sell and dispose of all of the assets of the district when approved by a vote of the qualified voters of the district; providing for a vote of the qualified voters of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Senate resumed Special Order.

SB 553—A bill to be entitled An act relating to the collection of delinquent personal property taxes; amending ss.197.062(2), 197.086(1), (2), 197.092, Florida Statutes; providing procedure for the collection of unpaid personal property taxes; providing for notice; requiring petition filed in circuit court; authorizing the tax collector or his deputies to levy upon personal property for the collection of unpaid personal property taxes after hearing; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Deeb and adopted:

Amendment 1—On page 5, lines 5 and 6, strike all the language and insert: Subsection (2) of section 197.076, Florida Statutes, is added to read:

197.076 Notice to mortgagee.—

(2) On or before May 1 of each year, the holder or mortgagee of an unsatisfied mortgage or lien upon personal property, upon filing with the tax collector a description of the personal property encumbered by said mortgage or lien and the name and address of the owner of such property, and upon paying an annual service charge of two dollars, may request and receive information during the current tax year concerning any delinquent taxes appearing on the current tax roll for such property as is described as provided above or as may be owned by the named tax payer. The collector, upon receipt of such request, will furnish the following information to the mortgagee or lien holder prior to April 25 of the following year:

- (a) Description of property against which taxes are assessed.
- (b) The amount of taxes and costs owed.

Section 5. This act shall take effect upon becoming a law.

On motion by Senator Deeb, by two-thirds vote SB 553 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—24

Brantley	Gordon	Plante	Thomas, J.
Childers, D.	Henderson	Poston	Thomas, P.
Childers, W. D.	Holloway	Renick	Tobiassen
Deeb	McClain	Scarborough	Trask
Dunn	Myers	Sims	Vogt
Firestone	Peterson	Stolzenburg	Ware

Nays—7

Gallen	Johnston	Lewis	Zinkil
Graham	Lane, D.	Spicola	

By unanimous consent Senators Hair and MacKay were recorded as voting yea.

SB 657—A bill to be entitled An act relating to insurance; amending s.625.131(2), Florida Statutes; providing for computation of reserves for insurers of single premium credit life insurance policies on the basis of 130 percent of the commission's 1958 standard mortality table and 3.5 percent interest; providing an effective date.

—was read the second time by title. On motion by Senator P. Thomas, by two-thirds vote SB 657 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Brantley	Henderson	Plante	Thomas, P.
Childers, D.	Holloway	Poston	Tobiassen
Childers, W. D.	Johnston	Renick	Trask
Deeb	Lane, D.	Sayler	Vogt
Dunn	Lane, J.	Scarborough	Ware
Firestone	Lewis	Sims	Winn
Gallen	McClain	Spicola	Zinkil
Gordon	Myers	Stolzenburg	
Graham	Peterson	Thomas, J.	

Nays—None

By unanimous consent Senators Hair and MacKay were recorded as voting yea.

SB 624—A bill to be entitled An act relating to jurors; amending s.40.01, Florida Statutes; conforming the age qualification of jurors to 18; providing an exemption from jury duty for mothers with children under age 15; providing an effective date.

—was read the second time by title.

Senator McClain moved the following amendment:

Amendment 1—On page 1, line 23, strike "mothers" after word and insert: persons

Senator Lewis moved the following substitute amendment which failed:

Amendment 2—On page 1, line 24, strike "shall" and insert: may

Amendment 1 failed by the following vote:

Yeas—9

Deeb	Sims	Tobiassen	Zinkil
Lane, J.	Stolzenburg	Vogt	
McClain	Thomas, P.		

Nays—21

Brantley	Gallen	Johnston	Myers
Childers, D.	Gordon	Lane, D.	Peterson
Childers, W. D.	Henderson	Lewis	Plante

Poston
Renick
Sayler

Scarborough
Spicola
Thomas, J.

Trask
Ware

Winn

By unanimous consent Senator P. Thomas changed his vote from yea to nay.

Senator McClain moved the following amendment which failed:

Amendment 3—On page 1, lines 23-25, strike "and mothers with children under 15 years of age"

Senator Vogt moved the following amendment which failed:

Amendment 4—On page 1, between lines 23 and 24 insert: and single fathers with children under 15 years of age living in their household,

On motion by Senator D. Lane, by two-thirds vote SB 624 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Brantley	Holloway	Plante	Thomas, P.
Childers, D.	Johnston	Renick	Tobiassen
Childers, W. D.	Lane, D.	Sayler	Trask
Gallen	Lane, J.	Sims	Vogt
Gordon	Lewis	Spicola	Ware
Graham	Myers	Stolzenburg	Winn
Henderson	Peterson	Thomas, J.	Zinkil

Nays—1

McClain

By unanimous consent Senators Hair, Deeb and MacKay were recorded as voting yea. Senator McClain changed his vote from nay to yea.

On motion by Senator P. Thomas, by two-thirds vote HB 670 was withdrawn from the Committee on Commerce and placed on the calendar.

SB 661 was taken up and on motion by Senator P. Thomas—

HB 670—A bill to be entitled An act relating to bond requirements for licensed dealers of special fuels; amending s.206.90(1), Florida Statutes, providing that no bond shall be required of licensed dealers under certain conditions; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator P. Thomas, by two-thirds vote HB 670 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Brantley	Henderson	Poston	Thomas, J.
Childers, D.	Holloway	Renick	Thomas, P.
Childers, W. D.	Johnston	Saunders	Tobiassen
Dunn	Lane, J.	Sayler	Trask
Firestone	Lewis	Scarborough	Ware
Gallen	McClain	Sims	Winn
Gordon	Myers	Spicola	Zinkil
Graham	Plante	Stolzenburg	

Nays—None

By unanimous consent Senators Vogt, Hair, Peterson and MacKay were recorded as voting yea.

SB 661 was laid on the table.

HB 1288—A bill to be entitled An act relating to the Florida Criminal Code; amending section 67, chapter 74-383, Laws of Florida; amending the effective date of the chapter; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote HB 1288 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Brantley	Henderson	Plante	Thomas, J.
Childers, D.	Holloway	Poston	Thomas, P.
Deeb	Johnston	Renick	Tobiasen
Dunn	Lane, J.	Saunders	Trask
Firestone	Lewis	Sayler	Vogt
Gallen	MacKay	Scarborough	Ware
Gordon	McClain	Sims	Wilson
Graham	Myers	Spicola	Winn
Hair	Peterson	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senator W. D. Childers was recorded as voting yea.

SB 629—A bill to be entitled An act relating to taking of marine corals and sea fans; amending s.370.114(1), (2), Florida Statutes, 1974 Supplement; providing that it is unlawful for a person to take, destroy, or possess certain specimens; providing a penalty; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Renick and adopted:

Amendment 1—On page 1, line 31, after the comma (,) insert: *or to sell or attempt to sell any of the specimens described,*

Senator Henderson moved the following amendment:

Amendment 2—On page 2, lines 9 and 10, strike "This act shall take effect September 1, 1975." and insert: This act shall take effect September 1, 1975 after which date no meats, poultry, or fish shall be sold at retail in other than clear packages.

Senators Brantley and Henderson offered the following substitute amendment which was moved by Senator Brantley and adopted:

Amendment 3—On page 2, between lines 8 and 9, insert: Section 2. This act shall be known and may be cited as the "Richard R. Renick Act".

(Renumber subsequent section.)

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Lewis:

Amendment 4—On page 2, line 9, strike "September" and insert: July

Senator Renick moved the following substitute amendment which was adopted:

Amendment 5—On page 2, lines 9 and 10, strike "September 1, 1975" and insert: upon becoming a law.

Senator Renick moved the following amendment which was adopted:

Amendment 6—On page 1, lines 30 and 31, strike the number 10 and insert: the number 5

The Committee on Natural Resources and Conservation offered the following title amendment which was moved by Senator Renick and adopted:

Amendment 7—On page 1, line 7, after the word take, insert: sell.

Senator Renick moved the following title amendment which was adopted:

Amendment 8—On page 1, line 8, strike "certain specimens" and insert: a certain amount of specimens; providing an exception to the limitation on the amount of specimens allowed

On motion by Senator Renick, by two-thirds vote SB 629 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—34

Brantley	Henderson	Plante	Thomas, P.
Childers, D.	Holloway	Poston	Tobiasen
Deeb	Johnston	Renick	Trask
Dunn	Lane, J.	Saunders	Ware
Firestone	Lewis	Sayler	Wilson
Gallen	MacKay	Sims	Winn
Gordon	McClain	Spicola	Zinkil
Graham	Myers	Stolzenburg	
Hair	Peterson	Thomas, J.	

Nays—None

By unanimous consent Senator Vogt was recorded as voting yea.

On motion by Senator Renick, the rules were waived and SB 629 was ordered immediately certified to the House, after engrossing.

SB 516—A bill to be entitled An act relating to corporations; amending s.608.13(17), Florida Statutes; providing the authority for a corporation to purchase and maintain liability insurance on behalf of any person who is a director, officer, employee, or agent of the corporation or who is or was serving at the request of the corporation as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise; providing an effective date.

—was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 516 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Brantley	Hair	Peterson	Stolzenburg
Childers, D.	Henderson	Plante	Thomas, J.
Childers, W. D.	Holloway	Poston	Thomas, P.
Deeb	Johnston	Renick	Tobiasen
Dunn	Lane, J.	Saunders	Trask
Firestone	Lewis	Sayler	Vogt
Gallen	MacKay	Scarborough	Ware
Gordon	McClain	Sims	Winn
Graham	Myers	Spicola	Zinkil

Nays—None

SB 308 was taken up, together with:

By the Committee on Governmental Operations and Senators J. Lane and Sayler—

CS for SB 308—A bill to be entitled An act relating to resource recovery and management; amending s.403.1835(1), (2), (3) and (7), Florida Statutes; amending ss.403.704(1), 403.705(2), 403.710(1), (4), and (6), 403.711, and 403.712, Florida Statutes, 1974 Supplement; extending the time for adoption by rule of a resource recovery and management program to July 1, 1976; changing the name of the resource recovery and management advisory council to the resource recovery council and providing that the council identify counties, municipalities and regions which will generate sufficient solid waste to make it economically practical to recycle solid waste; authorizing the council to contract with consultants; providing for the issuance of revenue bonds payable from certain funds; providing for the negotiation of bond sales in certain cases; providing an effective date.

—which was read the first time by title and SB 308 was laid on the table.

On motions by Senator J. Lane, by two-thirds vote CS for SB 308 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Brantley	Henderson	Plante	Thomas, P.
Childers, D.	Holloway	Poston	Tobiassen
Childers, W. D.	Johnston	Renick	Trask
Deeb	Lane, D.	Saunders	Vogt
Dunn	Lane, J.	Sayler	Ware
Firestone	Lewis	Scarborough	Wilson
Gallen	MacKay	Sims	Winn
Gordon	McClain	Spicola	Zinkil
Graham	Myers	Stolzenburg	
Hair	Peterson	Thomas, J.	

Nays—None

Point of Order

Senator D. Lane raised a point of order that SB 414 had fiscal impact and should be removed from the calendar and referred to the Committee on Ways and Means pursuant to Rule 4.8.

The Presiding Officer deferred ruling and appointed Senators Lewis and Plante to serve with the chairman of the Committee on Rules and Calendar to research the point and report to the President.

On motion by Senator Saunders, Rule 2.6 was waived and the Committee on Ways and Means was granted permission to

consider the following bills May 13: Senate Bills 309, 372, 356, 635, 552, 641, 47, 518, 524, 920, 14, 99, 175, 177, 257, 328, 342, 620, 938, CS for SB 251, House Bills 1147, 808 and 41.

On motions by Senator Saunders, by two-thirds vote HB 782 and SB 53 were withdrawn from the Committee on Ways and Means and placed on the calendar.

On motion by Senator Brantley, the rules were waived and the Committee on Rules and Calendar was granted permission to meet May 13 at 12:00 noon for the purpose of establishing an agenda for the week of May 19 and to consider SJR 256 and SB 204 if time permits.

The Journals of May 9 and 8 were corrected and approved.

CO-INTRODUCERS

Senator J. Lane was recorded as co-introducer of Senate Bills 767 and 1127, Senator Wilson as a co-introducer of SB 843, Senators Winn and P. Thomas as co-introducers of SB 946, Senator McClain as a co-introducer of SB 767, Senators Johnston, P. Thomas, Dunn, Sayler, Tobiassen, Stolzenburg, Glisson, J. Thomas, Brantley, J. Lane, Sims, McClain, Gallen, Scarborough, D. Lane, Henderson, Lewis, Holloway, Zinkil, Deeb, Hair, Trask, Peterson, D. Childers, Poston, Winn, Renick and Ware were recorded as co-introducers of SB 1097.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:07 p.m. to convene at 8:30 a.m., May 13 and 14, 1975 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m. May 14, 1975.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE

MAY 2, 1975 THROUGH MAY 8, 1975

Name & Address; Entity Represented & Address if different; Legislation Involved; Association with Legislator if any

Arnold, Lynwood Division of Labor Ashley Bldg. Koger Complex Tallahassee Division of Labor Commerce

Aspinwall, Art. L. 305 Reitz Union Gainesville 32601 U. of F. 2930 SW 23 Terr #1104 Gainesville 32608 Education

Atherton, Robert A. 1015 Bois D'Arc Duncan Oklahoma 73533 Petroleum Equipment Suppliers Asso. Tulsa Okla. Senate Bill 90

Baggett, Fred W. 101 E. College Ave. Tallahassee Firearms Import & Export Miami Handgun regulation

Baker, Jack 6125 W. 12 Ave. Hialeah 33012 Self Insurance and real estate

Bartley, A. L. PO Box 359 Dallas Texas 75221 Petrol. Eqpt. Suppliers Assn. Tulsa Oklahoma Senate Bill 90

Blackmon, Laura Ellen 305 J. Wayne Reitz Union Univ. of Fla. Gainesville 32601 Student Body of Univ. of Fla. Higher education

Caldwell, Tom P. Box 60626 New Orleans La. 70160 Oleum Corporation Naples Fla. SB 558—HB 1339

Chandler, Hendrix 107 W. Gaines St. Tallahassee 32304 Division of Universities Department of Education Education

Crotty, Marilyn E. 255 University Dr. Coral Gables 33134 League of Women Voters of Florida Educ. Elections Taxes Environ. Justice Etc.

Cukington, Gerald B. 1237 SW 2 Ave. Gainesville 32601 Florida Blue Key 3rd Floor J.W. Reitz Union U of Fla. Campus Gainesville Higher education, Service

Cutway, Victoria A. 950 SW 2 Ave. Miami 33136 Child Care Advisory Council Child care

Eaton, James Edward, Jr. 305 J. Wayne Reitz Union Univ. of Fla. Gainesville 32601 Student Govt.-U. of F. Higher education

Name & Address; Entity Represented & Address if different; Legislation Involved; Association with Legislator if any

Ceyer, Alan T. 307-412 SW 16 Ave. Gainesville 32601 Self/CCQE Higher education

Gibson, Robert P. 999-7 SW 16 Ave. Gainesville 32601 Self Higher education

Grimes, Caleb J. 305 Reitz Union Gainesville 32601 Univ. of Fla. Student Body Education

Guettler, Lynnl So. 4th St. Ft. Pierce 33450 St. Lucie CTA-FEA/United Education

Guilday, Thomas J. 1020 E. Lafayette St. Tallahassee 32301 Florida Society of Pathologists 536 W. Tenth Jacksonville Legislation pertaining to pathology

Haslam, John H. 2571 Executive Center Cir. E Tallahassee 32301 Dept. Community Affairs-Bureau of Codes & Standards Dept. Community Affairs, Bur. Codes & Stds. Community affairs

Hogenmuller, John N. 101 E. College Tallahassee 32301 Florida Bar Tallahassee All matters relating to lawyers and the judicial process

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Koplin, Kathy 305 Reitz Union Gainesville 32601 University of Fla. Student Body Education State universities

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Malone, Kevin 305 J. Wayne Reitz Union U. of Fla. Gainesville 32601 Univ. of Fla. Education

Marston, Robert Q. University of Florida Gainesville University of Florida Education

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Murray, H. Martin 14570 Luray Rd. Davie 33330 American Party SB 735

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Rogers, Robert A. 6701 Royal Melbourne Dr. Hialeah 33015 Self Legislative process Real estate Insurance

Ross, Stephen Paul 340 Biscayne Blvd. Miami Maule Industry 100 Biscayne Blvd. Miami Construction industry

Scarborough, Marion N. 7117 Crane Ave. Jacksonville 32216 Child Care Advisory Council

Sigerson, David K. Jr. 2203 W. Pensacola St. J-12 Tallahassee 32304 Florida Student Lobby Higher Education/Student

Simmons, James C. 208 W. Pensacola St. Tallahassee 32304 United Faculty of Fla. Higher education

Snyder, Sarah 208 Nina St. NE St. Petersburg 33704 Committee for Quality Education Higher education

St. Angelo, Douglas 624 Bellamy Florida State Tallahassee 32306 UFF FEA United Building Tallahassee Education

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Strong, Larry L. 2571 Executive Center Circle East Tallahassee 32301 Department of Community Affairs Community affairs

Thompson, Daniel H. 308 E. Park Ave. Tallahassee 32303 Florida Legal Services Inc. Elderly

Vaniman, Althea 1397 SW 25 Ave. Ft. Lauderdale 33312 Self General

Waddell, Thomas A. 315 S. Calhoun St. PO Box 1819 Tallahassee 32302 R. L. Polk and Co. 431 Howard St. Detroit Michigan 48231 Public records

Wadkins, James D., Jr. PO Box 1234 201 1/2 E. Lemon St. Lakeland 33802 At Large—People of Florida

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Wood, W. L. 315 S. Calhoun St. Suite 300 Tallahassee Florida Watchmakers' Commission Professional and occupational regulation

Young, Ilene 1536 NW 3rd Ave. #62 Gainesville 32603 Myself Higher education

Zinn, James R. 1198—62nd Ave. So. St. Petersburg 33705 Taylor Publishing Co. of Florida General & Printing (public)